

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF INDIANA

UNITED STATES OF AMERICA

Case No. 1:19-cr-245-JPH-MJD-01

v.

JONATHAN HARRIS

ORDER ON MOTION FOR
SENTENCE REDUCTION UNDER
18 U.S.C. § 3582(c)(1)(A)
(COMPASSIONATE RELEASE)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons for a reduction in sentence under 18 U.S.C. § 3582(c)(1)(A), and after considering the applicable factors provided in 18 U.S.C. § 3553(a) and the applicable policy statements issued by the Sentencing Commission, IT IS ORDERED that the motion is:

☐ DENIED.

☒ DENIED WITHOUT PREJUDICE. Defendant filed a pro se motion that the Court construes as a Motion for Compassionate Release under 18 U.S.C. § 3582(c)(1)(A). In the motion, Defendant asks the Court to appoint counsel to represent him. The Court sympathizes with Defendant's fear of contracting COVID-19, but, as currently formulated, Defendant's motion does not show that he is entitled to compassionate release under § 3582(c)(1)(A) or that the interests of justice support appointing counsel to represent him at this time. Notably, the Court just sentenced Defendant in September 2020, at which time it was aware both of the risks of COVID-19 and Defendant's medical conditions. Despite that knowledge, the Court sentenced Defendant to 37 months of imprisonment. Accordingly, Defendant's motion for compassionate release, dkt. [50], is **denied without prejudice**.

If Defendant wishes to renew his motion, he may do so by completing and returning the attached form motion. (Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(1)(A))

(Compassionate Release) (Pro Se Prisoner)). If Defendant renews his motion, he must explain what circumstances, if any, have changed since the Court sentenced him in September 2020.

☐ OTHER:

SO ORDERED.

Date: 4/12/2021

James Patrick Hanlon

James Patrick Hanlon
United States District Judge
Southern District of Indiana

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